

**U.S. District Court**  
**District of Columbia (Washington, DC)**  
**CIVIL DOCKET FOR CASE #: 1:19-cv-02823-KBJ**

WITTES et al v. U.S. DEPARTMENT OF JUSTICE  
Assigned to: Judge Ketanji Brown Jackson  
Cause: 05:552 Freedom of Information Act

Date Filed: 09/20/2019  
Jury Demand: None  
Nature of Suit: 895 Freedom of  
Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**BENJAMIN WITTES**

represented by **Kristy Parker**  
PROTECT DEMOCRACY PROJECT  
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**Plaintiff**

**SCOTT R. ANDERSON**

represented by **Kristy Parker**  
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**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Deana K El-Mallawany**  
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**John Langford**  
(See above for address)  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Justin G. Florence**  
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**Plaintiff**

**PROTECT DEMOCRACY  
PROJECT, INC.**

represented by **Kristy Parker**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Deana K El-Mallawany**  
(See above for address)  
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**John Langford**  
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**Justin G. Florence**  
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V.

**Defendant**

**U.S. DEPARTMENT OF JUSTICE**

represented by **Jason C. Lynch**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

Date Filed	#	Docket Text
09/20/2019	<u>1</u>	COMPLAINT against U.S. DEPARTMENT OF JUSTICE ( Filing fee \$ 400 receipt number 0090-6389255) filed by BENJAMIN WITTES, PROTECT DEMOCRACY PROJECT, INC., SCOTT R. ANDERSON. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Exhibit Exhibit A, # <u>3</u> Exhibit Exhibit B, # <u>4</u> Exhibit Exhibit C, # <u>5</u> Summons, # <u>6</u> Certificate Rule LCvR 26.1)(Florence, Justin) (Attachment 1 replaced on 9/23/2019) (zeg). (Entered: 09/20/2019)
09/20/2019	<u>2</u>	LCvR 26.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by PROTECT DEMOCRACY PROJECT, INC. (zeg) (Entered: 09/23/2019)
09/23/2019		Case Assigned to Judge Ketanji Brown Jackson. (zeg) (Entered: 09/23/2019)
09/24/2019	<u>3</u>	SUMMONS (1) Issued Electronically as to U.S. DEPARTMENT OF JUSTICE. (Attachment: # <u>1</u> Notice and Consent)(zeg) (Entered: 09/24/2019)
10/07/2019	<u>4</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 9/30/2019. Answer due for ALL FEDERAL DEFENDANTS by 10/30/2019. (Florence, Justin) (Entered: 10/07/2019)

10/07/2019	<u>5</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 10/04/19. (Florence, Justin) (Entered: 10/07/2019)
10/07/2019	<u>6</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. U.S. DEPARTMENT OF JUSTICE served on 9/30/2019 (Florence, Justin) (Entered: 10/07/2019)
10/07/2019	<u>7</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name- Deana K. El-Mallawany, :Firm- THE PROTECT DEMOCRACY PROJECT, INC., :Address- 125 Walnut Street, Suite 202, Watertown, MA 02472. Phone No. - (646) 943-3755. Fax No. - (929) 777-8428 Filing fee \$ 100, receipt number ADCDC-6427625. Fee Status: Fee Paid. by SCOTT R. ANDERSON, PROTECT DEMOCRACY PROJECT, INC., BENJAMIN WITTES (Attachments: # <u>1</u> Declaration of Deana K El-Mallawany, # <u>2</u> Proposed Order)(Florence, Justin) (Entered: 10/07/2019)
10/07/2019	<u>8</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name- Kristy Parker, :Firm- PROTECT DEMOCRACY PROJECT, INC., :Address- 2020 Pennsylvania Avenue, NW, #163, Washington, D.C. 20006. Phone No. - (202) 424-9906. Fax No. - (929) 777-8428 Filing fee \$ 100, receipt number ADCDC-6427645. Fee Status: Fee Paid. by SCOTT R. ANDERSON, PROTECT DEMOCRACY PROJECT, INC., BENJAMIN WITTES (Attachments: # <u>1</u> Declaration of Kristy Parker, # <u>2</u> Proposed Order)(Florence, Justin) (Entered: 10/07/2019)
10/07/2019	<u>9</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name- John Langford, :Firm- THE PROTECT DEMOCRACY PROJECT, INC., :Address- 555 W. 5th St., Los Angeles, CA 90013. Phone No. - (919) 619-9819. Fax No. - (929) 777-8428 Filing fee \$ 100, receipt number ADCDC-6427652. Fee Status: Fee Paid. by SCOTT R. ANDERSON, PROTECT DEMOCRACY PROJECT, INC., BENJAMIN WITTES (Attachments: # <u>1</u> Declaration of John Langford, # <u>2</u> Proposed Order)(Florence, Justin) (Entered: 10/07/2019)
10/10/2019	<u>10</u>	GENERAL ORDER AND GUIDELINES APPLICABLE TO FOIA CASES ASSIGNED TO JUDGE KETANJI BROWN JACKSON. The Court will hold the parties and counsel responsible for following these directives, and parties and counsel should pay particular attention to the Court's instructions for processing and production of records, batching motions, and filing exhibits. Failure to adhere to this Order may, when appropriate, result the imposition of sanctions and/or sua sponte denial of non-conforming motions. Signed by Judge Ketanji Brown Jackson on 10/10/2019. (lckbj1) (Entered: 10/10/2019)
10/10/2019	<u>11</u>	MOTION for Preliminary Injunction by SCOTT R. ANDERSON, PROTECT DEMOCRACY PROJECT, INC., BENJAMIN WITTES (Attachments: # <u>1</u> Memorandum in Support of Pls.' Mot. for a Prelim. Inj., # <u>2</u> Declaration of Ian Bassin in Supp. of Pls.' Mot. for a Prelim. Inj., # <u>3</u> Declaration of Benjamin Witesse in Supp. of Pls.' Mot. for a Prelim. Inj., # <u>4</u> Declaration of John Langford, # <u>5</u> Exhibit A to Langford Decl., # <u>6</u> Exhibit B to Langford Decl., # <u>7</u> Exhibit C to Langford Decl., # <u>8</u> Exhibit D to Langford Decl., # <u>9</u> Exhibit E to Langford Decl., # <u>10</u> Exhibit F to Langford Decl., # <u>11</u> Exhibit G to Langford Decl.)(Florence, Justin) (Entered: 10/10/2019)
10/15/2019		MINUTE ORDER granting <u>7</u> , <u>8</u> , <u>9</u> Motion for Leave to Appear Pro Hac Vice. It is hereby ORDERED that Kristy Parker, John Langford, and Deana K. El-Mallawany are admitted pro hac vice in this matter as counsel for Plaintiffs. <b>Counsel should register for e-filing via PACER and file a notice of appearance pursuant to LCvR 83.6(a). For instructions visit: <a href="https://www.dcd.uscourts.gov/sites/dcd/files/NextGEN_Tutorial_for_Registering_for_E-filing.pdf">https://www.dcd.uscourts.gov/sites/dcd/files/NextGEN_Tutorial_for_Registering_for_E-filing.pdf</a>.</b> Signed by Judge Ketanji Brown Jackson on 10/15/2019. (jag) (Entered: 10/15/2019)
10/21/2019	<u>12</u>	NOTICE of Appearance by Jason C. Lynch on behalf of U.S. DEPARTMENT OF JUSTICE (Lynch, Jason) (Entered: 10/21/2019)
10/21/2019	<u>13</u>	MOTION for Extension of Time to File Response/Reply as to <u>11</u> MOTION for Preliminary Injunction <i>until Thursday, October 31, 2019</i> by U.S. DEPARTMENT OF JUSTICE (Attachments: # <u>1</u> Text of Proposed Order)(Lynch, Jason) (Entered: 10/21/2019)
10/21/2019	<u>14</u>	MEMORANDUM in Opposition to motion re <u>13</u> MOTION for Extension of Time to File Response/Reply as to <u>11</u> MOTION for Preliminary Injunction <i>until Thursday, October 31, 2019</i> filed by SCOTT R. ANDERSON, PROTECT DEMOCRACY PROJECT, INC., BENJAMIN WITTES. (Florence, Justin) Modified on 10/22/2019 to correct docket text (jf). (Entered: 10/21/2019)
10/21/2019	<u>15</u>	ORDER denying <u>11</u> Motion for Preliminary Injunction; denying as moot <u>13</u> Motion for Extension of Time to File Response re Motion for Preliminary Injunction. Signed by Judge Ketanji Brown Jackson on 10/21/2019. (jag) (Entered: 10/21/2019)

10/25/2019	<u>16</u>	NOTICE of <i>Intent to Answer Complaint</i> by U.S. DEPARTMENT OF JUSTICE (Lynch, Jason) (Entered: 10/25/2019)
10/30/2019	<u>17</u>	NOTICE of Appearance by Kristy Parker on behalf of SCOTT R. ANDERSON, PROTECT DEMOCRACY PROJECT, INC., BENJAMIN WITTES (Parker, Kristy) (Main Document 17 replaced on 10/31/2019) (zeg). (Entered: 10/30/2019)
10/30/2019	<u>18</u>	NOTICE of Appearance by Deana K El-Mallawany on behalf of SCOTT R. ANDERSON, PROTECT DEMOCRACY PROJECT, INC., BENJAMIN WITTES (El-Mallawany, Deana) (Main Document 18 replaced on 10/31/2019) (zeg). (Entered: 10/30/2019)
10/30/2019	<u>19</u>	NOTICE of Appearance by John Langford on behalf of SCOTT R. ANDERSON, PROTECT DEMOCRACY PROJECT, INC., BENJAMIN WITTES (Langford, John) (Main Document 19 replaced on 10/31/2019) (zeg). (Entered: 10/30/2019)
10/30/2019	<u>20</u>	ANSWER to Complaint by U.S. DEPARTMENT OF JUSTICE.(Lynch, Jason) (Entered: 10/30/2019)
11/01/2019		MINUTE ORDER. Before the Court in this FOIA case are a complaint and an answer. It is hereby ORDERED that the parties shall review this Court's <u>10</u> General Order and Guidelines Applicable to FOIA Cases, and promptly confer and file a joint proposed schedule for disclosure or briefing motions for summary judgment, on or before 11/15/2019. Signed by Judge Ketanji Brown Jackson on 11/1/2019. (jag) (Entered: 11/01/2019)
11/15/2019	<u>21</u>	Joint STATUS REPORT <i>pursuant to the Court's November 1, 2019 Minute Order</i> by U.S. DEPARTMENT OF JUSTICE. (Lynch, Jason) (Entered: 11/15/2019)